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Order 99-2-29



**UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.**

**SERVED MAR 3 1999**

Issued by the Department of Transportation  
on the 26th day of February, 1999

**Complaint of**

**UNITED AIR LINES, INC.**

**against**

**THE GOVERNMENT OF THE  
RUSSIAN FEDERATION**

**under 49 U.S.C. section 41310 (Russia)**

**Docket OST-97-2888 - 14**

**ORDER DISMISSING COMPLAINT AND TERMINATING PROCEEDING**

On September 9, 1997, United Air Lines, Inc. (United), filed a complaint under 49 U.S.C. section 413 10 against the Government of the Russian Federation (Russia), regarding Russia's having forced United to terminate its **U.S.-Frankfurt-Moscow** code-sharing services with Lufthansa German Airlines (Lufthansa). By Order 98-2-3, the Department approved United's complaint; we deferred on the issue of sanctions.

On February 10, 1999, United filed a motion to dismiss the complaint, stating that a recent Russian-German agreement provides for the United/Lufthansa code-share services and that, pursuant to that agreement, United expects Russia to restore its authority to code share on Lufthansa flights between Frankfurt and Moscow.

Under these circumstances, we have determined that the Department's objectives under the statute have been met and that it is consistent with the public interest to grant the request of United to withdraw its complaint, and to terminate the proceeding in Docket OST-97-2888.

ACCORDINGLY,

1. We dismiss, without prejudice, the complaint of United Air Lines, Inc., against the Government of the Russian Federation, in Docket OST-97-2888;
2. We terminate the proceeding in Docket OST-97-2888; and
3. We serve this order on all parties listed in the captioned Docket in this matter.

By:

CHARLES A. HUNNICUTT  
Assistant Secretary for Aviation  
and International Affairs

(SEAL)

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